

Minutes

Bar Harbor Town Council

May 6, 2008

- I. **CALL TO ORDER** – 7:05 P.M. – In attendance were: Councilors Ruth Eveland, Robert Garland, Ken Smith, Paul Paradis, Julia Schloss, Greg Veilleux, Robert Jordan, Jr.; and Town Manager Dana Reed.
- II. **APPROVAL OF MINUTES:**
 1. **April 15, 2008 Special Meeting**
 2. **April 15, 2008 Regular Meeting**

Mr. Smith, with second by Ms. Schloss, moved to approve the minutes of the April 15, 2008 special meeting as presented with the exception of changing the first vote on item II (A) to reflect that the motion passed 6-0-1 with Mr. Jordan recused, and to approve the minutes of the April 15, regular meeting as presented with the exception of clarifying Ms. Schloss's comments on her last sentence of item VII to read, "The committee had trails emanating from the Town Hill playground and market area." Motion passed 7-0.
- III. **ADOPTION OF AGENDA** – Mr. Paradis, with second by Mr. Smith, moved to adopt the agenda as presented. Motion passed 7-0.
- IV. **FINANCIAL STATEMENTS:** (Customarily presented at the second meeting each month)
- V. **PUBLIC HEARINGS:** (None Scheduled)
- VI. **REGULAR BUSINESS:**
 - A. **Taxi & Bus License Renewals:**
 1. **Oli's Trolley, Inc.** – *Request of William Sweet d/b/a Acadia Island Tours for four bus licenses. Approved by Police Chief and proof of insurance provided.* – Ms. Schloss, with second by Mr. Veilleux, moved to recuse Councilor Jordan, as he previously requested because he works for a competitor. Motion passed 6-0-1 (Recused: Mr. Jordan). Mr. Paradis, with second by Mr. Smith, moved to approve four bus licenses for Oli's Trolley, Inc. as requested. Motion passed 6-0-1 (Recused: Mr. Jordan).
 2. **LandJet 24Hr. Ground Transportation** – *Request of Dwayne Bradford for three taxi licenses and one bus license. Approved by Lt. Pinkham and proof of insurance provided.* – Mr. Smith, with second by Mr. Paradis, moved to approve three taxi licenses and one bus license for LandJet 24Hr. Ground Transportation as requested. Motion passed 7-0.

3. **MDI Taxi Tour Co.** – *Request of David Leeman for four taxi permits. Approved by Police Chief and proof of insurance provided.* – Ms. Schloss, with second by Mr. Paradis, moved to approve four taxi permits for MDI Taxi Tour Co. as requested. Motion passed 7-0.

B. Cruise Ship Study Task Force

1. **Taxi Stands** – *Report and possible action on a task force recommendation that the practice of reserving Taxi Cab spaces in front of Harbor Place on cruise ship days continue for the 2008 season as it did for the 2006 and 2007 seasons, pending a more complete plan.* – Mr. Garland, with second by Ms. Schloss, moved to continue the practice of reserving taxi cab spaces in front of Harbor Place on cruise ship days for the 2008 season, as it did for the 2006 and 2007 seasons, with the same operators, pending a more complete plan. Motion passed 7-0.
2. **Cruise Ship Bus Parking** – *Report and possible action on Cruise Ship Study Task Force recommendations:*
 - a. *That one additional bus loading/unloading zone be created and implemented for the 2008 Cruise Season.* – Mr. Paradis, with second by Mr. Veilleux, moved to create one additional bus loading/unloading zone as recommended by the CSTF and implement it for the 2008 cruise season. Motion passed 7-0.
 - b. *To increase the hours from 10:30 a.m. to 11 a.m. for the current two bus loading zone located on the West side of Agamont Park on Main Street at its intersection with West Street.* - Following discussion, Mr. Paradis, with second by Mr. Garland, moved to increase the hours from 10:30 a.m. to 11 a.m. for the current two-bus loading zone located on the west side of Agamont Park on Main Street at its intersection with West Street for the 2008 season as recommended by the CSTF. Motion passed 5-2 (Nay: Mr. Jordan, Mr. Smith).

C. Board & Committee Consultations – *Discussion of current projects, future plans and any support needed from Town Council:*

1. **Cruise Ship Study Task Force** – Councilor Paradis representing the CSTF reported that they are currently working on three items: 1. discussing and reviewing various methods of charging fees; 2. the total cost of fees for all services per ship to visit Bar Harbor and comparing them with other ports such as Portland, ME and Newport, RI.; 3. discussion of drop off areas around the Village Green.
2. **Parks & Recreation Committee** – Committee member Marty Williams reported their duties and responsibilities along with their recent accomplishments. Their list of accomplishments included refining the Park Use Ordinance; years of work with the skatepark proposals; reviewing applications for events and use of the parks; and more re-

cently overseeing the placement of a stone monument in Grant Park. Their last meeting was a discussion to recommend to Council the transfer of the remaining FY08 funds from Barker Park CIP account to Town Hill playground for equipment. The committee also suggested Council give consideration for a bond to fix up the Town's parks, as the appropriations are not adequate for the work necessary.

- D. Park Use Ordinance Amendment** – *Request of the Parks and Recreation Committee for amendment of Town Code Chapter 144, Parks, to add Town Hill Playground and Hadley Point Landing to the list of regulated parks and to make certain other technical changes.* – Mr. Paradis, with second by Mr. Smith, moved to introduce the draft Park Use Ordinance and schedule a public hearing for June 11, 2008. Motion passed 7-0.
- E. Otter Creek Drive** – *Request of David & Anne Zaslau for discontinuance of an old, unused right of way along State Route 3.* - Following discussion with abutting neighbors Richard Rechholtz and Dean Demauro, Mr. Paradis, with second by Mr. Garland, moved to begin the discontinuance process for approximately 1500 feet of unused Otter Creek Drive right of way lying on the easterly side of State Route 3 between Otter Cliffs Road and Gray Road. Motion passed 7-0.
- F. Safety Belt Enforcement Grant 2008** – *Request of the Town Manager for permission to accept a grant for enforcement of seat belt laws.* – Mr. Smith, with second by Ms. Schloss, moved to accept a grant for up to \$2,000 from the Maine Bureau of Highway Safety and authorize the Chief of Police to sign the sub-grant contract. Motion passed 7-0.
- G. School Reorganization** – *Status report by Council's representative to the Reorganization Planning Committee, Councilor Bob Garland.* - Councilor Garland reported that the last legislation passed supported the RPC proposal and was pleasing to them. They will move forward with their plans. Trenton and Lamoine attended the last RPC meeting and appear to be weighing their options once again whether or not to join MDI "unit".
- H. Fees & Charges** – *Request of Councilor Smith that the Town Council institute a fee for regular use of Town parking lots.* – Following a brief explanation from Councilor Smith, Ms. Schloss, with second by Mr. Paradis, moved to refer this matter to the Parking and Traffic Committee. Motion passed 7-0.
- I. Quit Claim Deed** – *Request of the Town Manager for Council authorization to sign a release deed to James K. Tweedie and Lisa MacQuinn-Tweedie for property at 19 Wayman Lane, Tax Map # 108-029-000.* – Mr. Paradis, with second by Mr. Garland, moved that the Town Council, representing the inhabitants of Bar Harbor, does hereby authorize the Town Manager to sign a quit claim release deed for the property of James K. Tweedie and Lisa MacQuinn-Tweedie, located at 19 Wayman Lane, Tax Map 108-029-000. Motion passed 7-0.

J. Boards & Committees – *Request of the Town Manager for a determination of whether to extend or reappoint members to the Economic Development Task Force and Cruise Ship Study Task Force, both of which have in their bylaws annual June 30 appointment expiration dates.* – Mr. Smith, with second by Mr. Paradis, moved to extend the appointments of all current Economic Development Task Force and the Cruise Ship Study Task Force members. Motion passed 7-0.

K. Surplus Property Sale – *Request of the Town Manager for permission to sell unneeded equipment by sealed bid.* – Mr. Smith, with second by Mr. Paradis, moved to authorize the Town Manager to sell the unneeded equipment listed in the Public Works Director's April 29 memo by sealed bid. Motion passed 7-0.

L. Treasurer's Warrant – *Request of Treasurer to authorize paid bills.* - Mr. Paradis, with second by Mr. Smith, moved to sign the Treasurer's warrant for paid bills. Motion passed 7-0.

VII. COUNCIL COMMENTS AND SUGGESTIONS FOR NEXT AGENDA

Mr. Garland complimented Chip Reeves' crew on how nice the grounds at Agamont Park and Wastewater Treatment plant look.

Mr. Paradis commented that it would be nice to hear from the Planning Director on any items of interest from her recent attendance at her planning conference in Las Vegas on a future agenda.

He also requested a discussion on the idea of Council moving from 7 seats to 5 seats on a future agenda. Prior to 1975 the Council consisted of 5 seats and this discussion fits well with Council's goal on good governance.

Mr. Smith inquired if all town banking accounts had been switched over to Bar Harbor Banking. Finance Director Stan Harmon confirmed that all checking accounts had been transferred.

He inquired if a divider could be placed between the two tennis courts. Public Works Director Chip Reeves confirmed that it could be done.

He stated it was time to sell the Water Division office building, not the garage, and move staff into the Municipal Building.

Mr. Jordan thanked Chip Reeves and crew for the good job they did in handling the construction project on Eden and Mount Desert Streets.

He also gave notice of the Democratic candidates holding a forum at 1:00 p.m. at COA Gates Auditorium.

VIII. MATTERS FOR POSSIBLE EXECUTIVE SESSION: (none held)

IX. ADJOURNMENT – Mr. Smith, with second by Mr. Paradis, moved to adjourn at 8:58 p.m. Motion passed 7-0.

Paul Paradis, Secretary